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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/695,175	10/24/2000	Alirio I. Gomez	02012-40121	2823

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EXAMINER

JUNG, DAVID YIUK

ART UNIT	PAPER NUMBER
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2134

DATE MAILED: 03/08/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>		<b>Applicant(s)</b>	
	09/695,175		GOMEZ ET AL.	
	<b>Examiner</b>		<b>Art Unit</b>	
	David Y Jung		2134	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 12/20/04.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## **DETAILED ACTION**

### ***Response to Arguments***

Applicant argued that the relied references are not prior art. Yet both references clearly refer to subject matter that was disclosed to the public before the priority date of this application. Thus, Applicant is not persuasive.

Applicant also argued that Msdn does not teach interactive nature in the sense of the claim. Yet, the Msdn directly mentions and discusses the interactive nature.

Applicant also argued that the combination is not plausible. Yet, Webfeat and Msdn (as explicitly mentioned in the rejections) are network compatible software in the same way.

Applicant is asked to provide additional arguments or otherwise provide further explanation as needed.

## **PRIOR ART**

The art made of record and not relied upon is considered pertinent to applicant's disclosure. The art disclosed general background.

<http://www.libraryjournal.com/index.asp?layout=articlePrint&articleID=CA200892>, at the first paragraph, dates the Webfeat knowledge prism to be from 1998 (which is before the date of this patent application.)

## **CLAIMS PRESENTED**

Claims 1-24 are presented.

Claims 1, 18 are independent claims. The other claims are dependent claims.

## CLAIM REJECTIONS

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Webfeat (<http://www.webfeat.org/prism.html>) and Hoyt (US Patent 6,067,531) and Msdn ([http://msdn.microsoft.com/library/default.asp?url=/library/en-us/dllproc/base/interactive\\_services.asp](http://msdn.microsoft.com/library/default.asp?url=/library/en-us/dllproc/base/interactive_services.asp)).

Claims 1, 18 are independent claims. The other claims are dependent claims.

Regarding claim 1, Webfeat teaches "In an ... library system having a computer in telecommunication link with at least one user computer and computer of at least one content provider requiring payment for information access (1. Search, i.e. "any and all databases", ... custom configured", hence such access restriction and payment) ,

a method which comprises: receiving, by the library system computer, user identification and password from the user computer; comparing, by the library system computer: said received user identification and password with authorized user

identifications and corresponding passwords stored in the library system to determine whether to grant access to the ... library system', if comparison results in grant of access , (1. Search, i.e. "any and all databases", ... custom configured" , hence such access restriction and payment)

then the library system is capable of performing one or both of the following:

(1) receiving, by the library system computer, input from the user computer specifying type of information desired by the user; establishing, by the library system computer, telecommunication link with the content provider computer', transmitting, by the library system computer, said type of information desired by the user as a search request to the content provider computer', receiving, by the library system computer, result of said search request from the content provider computer', and providing, by the library system computer, said result to the user computer' , (1. Search, i.e. "any and all databases", ... custom configured" , hence such access restriction and payment)

(2) setting, by the library system computer, the user's privileges', if the user's privileges correspond to a first preselected level of access, then providing, by the library system computer, access to information in a ... (1. Search, i.e. "any and all databases", ... custom configured" , hence such access restriction and payment) ', and if the user's privileges correspond to a second preselected level of access, then providing, by the library system computer(1. Search, i.e. "any and all databases", ... custom configured" , hence such access restriction and payment)."

These passages of Webfeat are not explicit regarding "interactive" – especially in relation to graphical user interfaces, GUI's.

Msdn teaches to have "interactive" nature (Security Considerations for Interactive Services, i.e separate GUI ... context of the user session) for the motivation of "security" in such particular context.

Hence, it would have been obvious to those of ordinary skill in the art at the time of the claimed invention to have "interactive" nature for the motivation noted in the previous paragraphs so as to teach the claimed invention.

These passages of Webfeat or Msdn are not explicit regarding "right to modify Deal Room information and/or upload electronic files to the Deal Room."

Hoyt teaches to have "right to modify Deal Room information and/or upload electronic files to the Deal Room (column 4, lines 14-47, i.e. Contract Negotiator" for the motivation of "automating" contract negotiation and contract generation.

Hence, it would have been obvious to those of ordinary skill in the art at the time of the claimed invention to have "right to modify Deal Room information and/or upload electronic files to the Deal Room" for the motivation noted in the previous paragraphs so as to teach the claimed invention.

Regarding claim 2 (customizing a user interface , etc.), such UI handling was taught by Msdn (i.e. GUI).

Regarding claims 3, 6, 7,8,9, 10, 11, such account and access handlings was well known in the art for the motivation of accuracy of billing and of security.

Regarding claims 4,5, such access restriction to Deal Room was well known in the art for the motivation of security.

Regarding claims 12, 13, 14, 15, 16, 17, such handlings of usage (e.g., tracking of account and access) was well known in the art for the motivation of accuracy of billing and of security.

Regarding claim 18, Webfeat teaches "An ... library system providing telecommunication links with at least one user computer and computer of at least one content provider requiring payment for information access (1. Search, i.e. "any and all databases", ... custom configured" , hence such access restriction and payment),

which comprises' a library computer adapted to receive and transmit data over telecommunication links, the library computer having a microprocessor and a first storage unit', a second storage unit electrically coupled to the library computer to store user identifications, corresponding passwords and levels of access; a third storage unit electrically coupled to the library computer to store information relating to a ...; a program, operable on the microprocessor, stored in the first storage unit, the program comparing user identification and password received from the user computer with the user identifications and corresponding passwords stored in the second storage unit to determine whether the user computer is authorized (1. Search, i.e. "any and all databases", ... custom configured" , hence such access restriction and payment); and

the program, if the user computer is determined to be authorized, causing one or both of the following: (i) the library computer to communicate with the content provider

computer to transmit type of information desired by the user as a search request and to receive result of the search request (1. Search, i.e. "any and all databases", ... custom configured" , hence such access restriction and payment);

(ii) setting the user computer's privileges such that if the user computer's privileges correspond to a first preselected level of access, then causing the library system computer to provide access to information in the ...., and if the user computer's privileges correspond to a second preselected level of access, then causing the library system computer to provide (1. Search, i.e. "any and all databases", ... custom configured" , hence such access restriction and payment)."

These passages of Webfeat are not explicit regarding "interactive" – especially in relation to graphical user interfaces, GUI's.

Msdn teaches to have "interactive" nature (Security Considerations for Interactive Services, i.e separate GUI ... context of the user session) for the motivation of "security" in such particular context.

Hence, it would have been obvious to those of ordinary skill in the art at the time of the claimed invention to have "interactive" nature for the motivation noted in the previous paragraphs so as to teach the claimed invention.

These passages of Webfeat or Msdn are not explicit regarding "right to modify Deal Room information and/or upload electronic files to the Deal Room."

Hoyt teaches to have "right to modify Deal Room information and/or upload electronic files to the Deal Room (column 4, lines 14-47, i.e. Contract Negotiator" for the motivation of "automating" contract negotiation and contract generation.



Hence, it would have been obvious to those of ordinary skill in the art at the time of the claimed invention to have "right to modify Deal Room information and/or upload electronic files to the Deal Room" for the motivation noted in the previous paragraphs so as to teach the claimed invention.

Regarding claims 19, 20, 21, 24, such account and access handlings was well known in the art for the motivation of accuracy of billing and of security.

Regarding claims 22, 23, such handlings of usage (e.g., tracking of account and access) was well known in the art for the motivation of accuracy of billing and of security.

### ***Conclusion***

**THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

***Points of Contact***

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

**Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks

Washington, D.C. 20231

**or faxed to:**

(703) 746-7239, (for formal communications intended for entry)

**Or:**

(703) 746-5606 (for informal or draft communications, please label "PROPOSED" or "DRAFT")

Art Unit: 2134

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive,  
Arlington, VA., Sixth Floor (Receptionist).

Any inquiry concerning this communication or earlier communications from the  
examiner should be directed to David Jung whose telephone number is (571) 272-3836  
or Greg Morse whose telephone number is (571) 272-3838.

David Jung

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Patent Examiner

A handwritten signature in black ink, consisting of a large loop followed by a series of smaller, connected loops and a final upward stroke.

3/7/05